

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned  
 OTHER MINOR OFFENSE MO ☐ 1085/4 8509  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel ☒ District Office 12-8-76

U.S. BURRELL, Billie Earl (Bond) (42)  
 vs. 6362 N. Cheyenne  
 Tulsa 74126  
 (428-3723)  
 (LAST FIRST, MIDDLE)

Case Filed  
 Mo. Day  
 10 13  
 No. of Def's  
 \* 1

Barrow

76-CR-133 - 1

Yr. Docket No. Del.

U.S. TITLE/SECTION

26:5861(d)

OFFENSES CHARGED

firearms  
 (\$10,000 and/or 10 yrs)

ORIGINAL COUNTS

1

Surety: Midland Ins. Co.  
 630 W. 7th, Rm. 407  
 Tulsa 74103

U.S. MAG.  
CASE NO.

BAIL • RELEASE

☐ AMT ☐ Fugitive  
 Denied Set ☐ Pers. Recog.  
 \$2500xx ☐ PSA  
 conditions  
 Date ☐ 10% Deposit  
 10-13-76 ☒ Surety Bond/C  
☐ Bail Not Made ☐ Collateral  
☒ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

## II. KEY DATES &amp; INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL	SENTENCE
U.S. Custody Began 10-19-76	High Risk Date 10-13-76	10-21-76	Trial Set For 11-22-76	Disposition of Charges 12-8-76
Summons Served	Information <input type="checkbox"/>	1st Plea 10-21-76	Voir Dire <input type="checkbox"/>	<input checked="" type="checkbox"/> Convicted
First Appearance	Indict. Waived <input type="checkbox"/>	Final Plea 11-24-76	Trial Began <input type="checkbox"/>	<input type="checkbox"/> On All Charges
	In Charging District	Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>	Trial Ended <input type="checkbox"/>	<input type="checkbox"/> On Lesser * Offense(s)
		NG <input checked="" type="checkbox"/> G <input type="checkbox"/> NOL		<input type="checkbox"/> Dismissed: <input type="checkbox"/> WOP: <input type="checkbox"/> WP
				<input type="checkbox"/> On Government's Motion

## MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Summons	Issued			PRELIMINARY EXAMINATION OR REMOVAL HEARING		<input type="checkbox"/> DISMISSED
Arrest Warrant Issued	Return			Date Scheduled		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
COMPLAINT	Served			Date Held		<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
OFFENSE (In Complaint)				WAIVED <input type="checkbox"/> NOT WAIVED <input type="checkbox"/>	Tape Number	
				INTERVENING INDICTMENT <input type="checkbox"/>		

U.S. Attorney or Asst.

Ben F. Baker

## ATTORNEYS

Defense: ☐ CJA ☒ Ret: ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Roy W. 'Bud' Byars  
 500 W. 7th  
 Tulsa 74103  
 582-6261

\* Show last names and suffix numbers of other defendants on same indictment/information:

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY (a) (b) (c) (d)
10-13-76		Record vote of grand jury, filed in open court. rm	
10-13-76		Indictment, filed in open court. Bond set at \$2,500 C/S. (AEB-J)rm	2 1013-76 M
10-14-76		Warrant for arrest of def. issued. rm	
10-19-76		Magistrate papers added to file. rm	
10-19-76		Appearance bond (\$2500 surety), filed. rm	
10-19-76		Order, filed, specifying methods and conditions of release. (MLB-Mag)rm	
10-19-76		MO: Case set for arraignment and plea for Thursday, 10/21/76 at 10 a.m.(AEB-J)rm	
10-20-76		Notice re arraignment and plea sent to counsel. Def. granted 10 days from this date to file any and all motions; govt. 5 days thereafter to respond.(AEB-J)rm	
10-20-76		W/Arrest, ret. & filed: arrested deft. 10-19-76. g	2 1019-76 M 7
10-21		Case called for arraignment & plea. Deft. present & Rep. Govt. rep. Deft. acknow. receipt of indict. is advised of charge, is arraigned & enters plea	

Cont'd

DATE	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY			
			Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)
11-2	(DOCUMENT NO.) of NOT GUILTY. Case set for jury trial on 11-22-76, at 9:30 A.M. Bond continued. (AEB-J)b MO: Case set for jury trial on 11-22-76, 9:30 A.M. (AEB-J)b nts by cert ml					
11-17	Pltff's affidavit of all requested instructions requested voir dire, and trial briefs, filed.s					
11-17	Pltff's trial brief, filed.s Cy to Dene					
11-19	Deft's motion to suppress, filed, with Court's permission to file out of time. b					
11-19	Brief in support of motion, filed. b					
11-19	MO: The Defendant's motion to suppress filed on 11-19-76, shall not delay the jury trial herein. Hearing on the suppress motion be & it is Hereby set at 9:30 a.m. Monday, 11-22-76, immediately prior to trial. (AEB-J)b nts by phone					
11-22	Case called for jury trial. Deft. present & rep. Govt. rep. by K. Snoke for B. Baker. Case also set for hearing on deft's motion to suppress prior to trial. Deft. announces desire to waive jury; Govt. agrees to N/J trial. Ct. approves. Waiver signed & filed in open court. Non-Jury trial passed to 11-24- 76, at 10:00 A.M. (AEB-J)b	3	11-22-76 11-22-76	E	I	
11-24	Case called for hearing on motion to suppress & non-jury trial. Deft. present & rep. Govt. rep. Hearing held on motion to suppress, witnesses sworn & testify. Ct. overrules motion. Deft. takes exception. Deft. announces desire to change plea. Deft. placed under oath; w/draws plea of Not Guilty & enters plea of GUILTY & is adjudged GUILTY as charged. Indict. read. Sentencing set on 12-8-76, at 11:00 A.M. Bond cont'd. Ct. orders pre-sent. report. Govt. requests w/drawal of exhibits admitted at hrg. on motion. Court allows w/drawal of exhibits. (AEB-J)b					
12-8	Case called for sentencing. Deft. present & rep. Govt. rep. by H. Bryant for B. Baker. Deft. & co. asked if they have anything to say before sent. is pronounced: Judgment & Sentence - Billie Earl Burrell Impos. of sent. is suspended & deft. is placed on probation for period of three & one-half (3½) years. Bond continued. (AEB-J)b					
12-8	Judgment & Order of probation, filed & entered. (AEB-J)b					
12-8	Two c/c of J & Ord. of prob. to probation. b					
10/2/78	Report and Order Terminating Probation Prior to Original Expiration Date, filed. (AEB-J)v -cps. mld.					

  

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

For Identifying  
Periods of Exclud-  
able Delay Per 18  
U.S.C. 3161(h)A. Examination or  
hearing for  
mental or  
physical in-  
capacity (18  
U.S.C. 4244)B. NARA Exami-  
nation (28  
U.S.C. 2902).C. State or Federal  
trials on other  
charges.D. Interlocutory  
Appeals.E. Hearings on  
pretrial motions.F. Transfers from  
other districts  
(per F.R.Cr.P.  
Rules 20, 21  
& 40).G. Defendant Mo-  
tion is actually  
under advise-  
ment. Period of  
up to 30 days  
is excludable  
per  
3161(h) (1) (G).H. Miscellaneous  
Proceedings:  
Probation or  
Parole revoca-  
tion, Depor-  
tation,  
Extradition.I. Prosecution de-  
ferred by  
mutual agree-  
ment.M. Unavailability  
of defendant  
or essential  
witness.N. Period of men-  
tal or physical  
incompetence  
of defendant to  
stand trial.O. Period of  
NARA Com-  
mitment or  
Treatment.P. Superseding  
indictment  
and/or new  
charges.R. Defendant  
awaiting trial  
of Co-defen-  
dant when no  
severance has  
been granted.T. Continuances  
Granted per  
3161(h) (8)  
(i.e. ends of  
justice or com-  
plexity of case  
outweighs de-  
fendants  
interests).U. Time between  
guilty plea and  
plea with-  
drawal.W. Grand Jury in-  
dictment ex-  
tended per  
3161 (b).